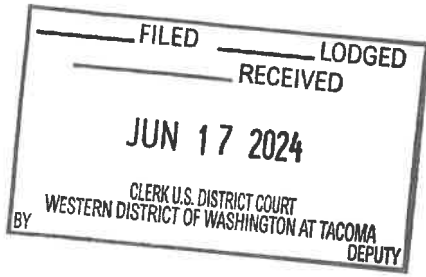


The Honorable David W. Christel



UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA,  
Plaintiff,

v.

JAMES ARTHUR MCDONALD, JR.,  
Defendant.

NO. MJ24-5174 DWC

MOTION FOR DETENTION ORDER

The United States moves for detention of the Defendant, pursuant to  
18 U.S.C. § 3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because this  
case involves (check all that apply):

- ☐ Crime of violence (18 U.S.C. § 3156)
- ☐ Crime of Terrorism (18 U.S.C. § 2332b(g)(5)(B)) with a maximum  
sentence of ten years or more
- ☐ Crime with a maximum sentence of life imprisonment or death
- ☐ Drug offense with a maximum sentence of ten years or more
- ☐ Felony offense and defendant has two prior convictions in the four  
categories above, or two State convictions that would otherwise fall within  
these four categories if federal jurisdiction had existed

- 1       \_\_\_ Felony offense involving a minor victim other than a crime of violence  
2       \_\_\_ Felony offense, other than a crime of violence, involving possession or use  
3       of a firearm, destructive device (as those terms are defined in 18 U.S.C.  
4       § 921), or any other dangerous weapon  
5       \_\_\_ Felony offense other than a crime of violence that involves a failure to  
6       register as a Sex Offender (18 U.S.C. § 2250)  
7       X Serious risk the defendant will flee  
8       \_\_\_ Serious risk of obstruction of justice, including intimidation of a  
9       prospective witness or juror  
10      \_\_\_ Probable cause to believe the defendant has been found guilty of an offense  
11      and is awaiting imposition of a sentence under 18 U.S.C. § 3143(a) and  
12      Federal Rule of Criminal Procedure 32.1(a)(6).

13       2.   Reason for Detention. The Court should detain defendant because there are  
14 no conditions of release which will reasonably assure (check one or both):

- 15      X Defendant's appearance as required  
16      X Safety of any other person and the community

17       3.   Rebuttable Presumption. The United States will invoke the rebuttable  
18 presumption against defendant under § 3142(e). The presumption applies because:

- 19      \_\_\_ Probable cause to believe defendant committed offense within five years of  
20      release following conviction for a “qualifying offense” committed while on  
21      pretrial release  
22      \_\_\_ Probable cause to believe defendant committed drug offense with a  
23      maximum sentence of ten years or more  
24      \_\_\_ Probable cause to believe defendant committed a violation of one of the  
25      following offenses: 18 U.S.C. §§ 924(c), 956 (conspiracy to murder or  
26      kidnap), 2332b (act of terrorism), 2332b(g)(5)(B) (crime of terrorism)  
27

1       \_\_\_ Probable cause to believe defendant committed an offense involving a  
2       victim under the age of 18 under 18 U.S.C. §§ 1591, 2241, 2242,  
3       2244(a)(1), 2245, 2251, 2251A, 2252(a)(1) through 2252(a)(3),  
4       2252A(a)(1) through 2252A(a)(4), 2260, 2421, 2422, 2423 or 2425

5       \_\_\_ Probable cause to believe the defendant has been found guilty of an offense  
6       and is awaiting imposition of a sentence under 18 U.S.C. § 3143(a) and  
7       Federal Rule of Criminal Procedure 32.1(a)(6).

8       4.   Time for Detention Hearing. The United States requests the Court conduct  
9 the detention hearing:

10      X   At the initial appearance

11      \_\_\_   After continuance of 3 days (not more than 3)

12  
13       DATED this 17th day of June, 2024.

14  
15                               Respectfully submitted,

16                               TESSA M. GORMAN

17                               United States Attorney

18  
19                                 
20                               ZACHARY DILLON

21                               Assistant United States Attorney  
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